

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 16, 2010**

Court convened at 9:30 a.m., at 601 West Santa Ana Boulevard Santa Ana, California, 92701. Panel members Bedsworth, Acting P. J., O'Leary, J., and Moore, J. Toni Cajigal deputy clerk attending.

G042287      CAREY BACA et al.  
                  v.  
                  STEVEN CALLHAN et al.

Merits. Cause called. No appearance for argument by appellant Carey Baca in propria persona. Michael W. Johnson argued for respondents. Cause submitted.

G042462      KENNETH HARRISON  
                  v.  
                  CITY OF BREA

Merits. Cause called. No appearance by Mark A. Shoemaker counsel for appellant. Saskia T. Samura argued for respondent and informed the court that attorney Mark A. Shoemaker is in-active status by the State Bar of California. The matter is taken off calendar the court will issue an order to verify appellant's counsel of record status.

G043216      ORANGE COUNTY SOCIAL  
                  SERVICES AGENCY  
                  v.  
                  V.H.

Merits. Cause called. Brent D. Riggs argued for appellant. Debbie Torrez, Deputy County Counsel argued for respondent. Cause submitted.

G043216      U.S. BANCORP EQUIPMENT FINANCE, INC.  
                  &  
                  v.  
G042094      J. SCOTT MCFETTERS et al.

Merits. Cause called. Timothy J. Long argued for appellant. Douglas G. Benedon argued for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 16, 2010 (cont'd)**

Court reconvened at 1:30 p.m., at 601 West Santa Ana Boulevard, Santa Ana, California, 92701. Panel members Rylaarsdam, Acting P. J., Moore, J., and Aronson, J. Toni Cajigal deputy clerk attending.

G041386      V31 ENGINEERING STAFFING & CONSULTING, INC.  
                  v.  
                  WESTERN DIGITAL CORPORATION et al.

Merits. Cause called. Mark N. Mazda argued for appellant. Thomas R. Freeman argued for respondents. Cause submitted.

G040832      V31 ENGINEERING STAFFING & CONSULTING, INC.  
                  v.  
                  WESTERN DIGITAL CORPORATION et al.

Merits. Cause called. Mark N. Mazda argued for appellant. Thomas R. Freeman argued for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 16, 2010 (cont'd)**

G040428

JAMES S. PHELPS

Certified for publication

v.

ORANGE COUNTY

ASSESSMENT APPEALS

BOARD NO. 1.,

Opinion filed. The judgment is affirmed.

ARONSON, J.

We concur: RYLAARSDAM, ACTING P. J.

MOORE, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 17, 2010**

Court reconvened at 9:30 a.m., at 601 West Santa Ana Boulevard, Santa Ana, California, 92701. Panel members Rylaarsdam, Acting P. J., Bedsworth, J., and Fybel, J. Shahira Naqshbandy deputy clerk attending.

G042984      OVERHILL FARMS, INC.  
                 v.  
                 NATIVO LOPEZ ET AL.

Merits. Cause called. Carol Sobel argued for appellants. John Hurlbut argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 17, 2010**

Court reconvened at 1:30 a.m., at 601 West Santa Ana Boulevard, Santa Ana, California, 92701. Panel members Moore, Acting P. J., Aronson, J., and Ikola, J. Shahira Naqshbandy deputy clerk attending.

G041662     THE PEOPLE  
              &        v.  
G043123     Gabriel Chacon

Merits. Cause called. Thomas C. Nguyen argued for appellant. Christopher Beesley argued for respondent. Cause submitted.

G043111     IN RE ANTONIO DURAN  
              on  
              HABEAS CORPUS.

Merits. Cause called. Richard Pfeiffer argued for petitioner. Kathleen R. Frey argued for respondent. Cause submitted.

G042803     REDONDO INVESTMENT COMPANY ET AL.  
              v.  
              LULU BISHARA

Merits. Cause called. Brian C. Ostler argued for appellant. B. Eric Nelson argued for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 17, 2010 (cont'd)**

G042377      EVELYN RIVERA et al.,      Certified for publication  
                 v.  
                 FIRST DATABANK, INC.,

Order filed. Order granting the request for publication.

RYLAARSDAM, ACTING P. J.

We concur: BEDSWORTH, J.  
                 IKOLA, J.

G043173      ORANGE COUNTY SOCIAL  
                 SERVICES AGENCY  
                 v.  
                 G. C. et al.,

Order filed. The above entitled cause is ordered submitted this date.

RYLAARSDAM, ACTING P. J.

G043355      THE PEOPLE  
                 v.  
                 E. A.,

Order filed. The above entitled cause is ordered submitted this date.

RYLAARSDAM, ACTING P. J.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 17, 2010 (cont'd)**

G043401     THE PEOPLE  
              v.  
              BOBBY L. LOVE

Order filed. The above entitled cause is ordered submitted this date.

RYLAARSDAM, ACTING P. J.

G043530     ORANGE COUNTY SOCIAL  
              SERVICES AGENCY,  
              v.  
              C. T.,

Order filed. The above entitled cause is ordered submitted this date.

RYLAARSDAM, ACTING P. J.

G043627     JOSHUA N.,  
              v.  
              THE SUPERIOR COURT  
              OF ORANGE COUNTY,

Not for publication

Opinion filed. Petition for a writ of mandate is denied, and request for judicial notice granted.

FYBEL, J.

We concur: RYLAARSDAM, ACTING P. J.  
              MOORE, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 18, 2010**

Court reconvened at 9:30 a.m., at 601 West Santa Ana Boulevard, Santa Ana, California, 92701. Panel members Rylaarsdam, Acting P. J., Bedsworth, J., and O’Leary, J. Bonnie LeSage deputy clerk attending.

G042233     ANTHONY ANISH et al.  
                 v.  
                 DANTE PANELLA

Merits. Cause called. Gerald M. Werksman argued for appellant. John W. Cotton argued for respondent. Cause submitted.

G042652     SEYMOUR MORGANSTERN  
                 v.  
                 ALEX GOLSON et al.

Merits. Cause called. Mitchel A. Brim argued for appellant. Natalie M. Gowin argued for respondent. Cause submitted.

G042176     HUNT INVESTORS, LLC  
                 v.  
                 EXTERGINE TRANSPORT SYSTEMS et al.

Merits. Cause called. Tanya M. Acker argued for appellant. Daniel L. Goodkin argued for Extengine Transport Systems. Stacey F. Blank argued for Birdwell Holdings, LP. Cause submitted.

Court declared a recess.



**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 18, 2010**

Court reconvened at 1:30 p.m., at 601 West Santa Ana Boulevard, Santa Ana, California, 92701. Panel members O'Leary, Acting P. J., Aronson, J., and Ikola, J. Bonnie LeSage deputy clerk attending.

G042855      FIRST AFG FINANCIAL  
                 v.  
                 SECURITY UNION TITLE INS. CO.

Merits. Cause called. Milford W. Dahl argued for appellant. No appearance for respondent. Matter deferred for further briefing.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 18, 2010 (cont'd)**

G040077      QUALIFIED PATIENTS      Certified for publication  
ASSOCIATION et al.,  
v.  
CITY OF ANAHEIM

Opinion filed. The judgment is affirmed in part and reversed in part.

ARONSON, J.

We concur: RYLAARSDAM, ACTING P. J.  
FYBEL, J.

G040641      THE PEOPLE      Certified for publication  
v.  
DOUGLAS SCHMITZ

Opinion filed. The judgment is reversed and remanded.

BEDSWORTH, ACTING P. J.

We concur: O'LEARY, J.  
MOORE, J.

G041456      THE PEOPLE      Not for publication  
v.  
LUIS E. CORCOLES

Opinion filed. The judgment is affirmed as modified.

RYLAARSDAM, ACTING P. J.

We concur: O'LEARY, J.  
MOORE, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 18, 2010 (cont'd)**

G043319     THE PEOPLE  
              &         v.  
G043327     JOHN E. GUIDRY, JR.,

Order filed. Case numbers G043319 and G043327 are consolidated for all purposes, including briefing, oral argument and decision on appeal.

RYLAARSDAM, ACTING P. J.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 19, 2010**

Court reconvened at 9:30 a.m., at 601 West Santa Ana Boulevard, Santa Ana, California, 92701. Panel members O’Leary, Acting P. J., Fybel, J., and Ikola, J. Toni Cajigal, Deputy Clerk attending.

G041817     RANDY MORRIS  
                 v.  
                 CHICAGO TITLE COMPANY

Merits. Cause called. Shannon Gallagher argued for appellant. Christopher E. Deal argued for respondent. Cause submitted.

G042303     RICHARD M. KERSHENBAUM  
                 v.  
                 BUY.COM, INC. et al.

Merits. Cause called. Matthew R. Wilson argued for appellant. Michael T. Hornak argued for respondents. Cause submitted.

G042220     HYDUKE’S VALLEY MOTORS  
                 v.  
                 LOBEL FINANCIAL CORPORATION et al.

Merits. Cause called. Ronald Green, Jr. argued for appellant. Eric S. Ludwig argued for appellant Automotive Funding Group, Inc. Jeffrey B. McMillen argued for respondent Hyduke’s Valley Motors. Cause submitted.

G042816     HYDUKE’S VALLEY MOTORS  
                 v.  
                 LOBEL FINANCIAL CORPORATION et al.

Merits. Cause called. Jeffrey B. McMillen argued for appellant. Ronald Green, Jr. argued for respondent Lobel Financial Corporation. Eric S. Ludwig argued for respondent Automotive Funding Group, Inc. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 19, 2010 (cont'd)**

Court reconvened at 9:30 a.m., at 601 West Santa Ana Boulevard, Santa Ana, California, 92701. Panel members Moore, Acting P. J., Aronson, J., and Ikola, J. Toni Cajigal, Deputy Clerk attending.

G042278     YURI VANETIK  
              v.  
              CHRISTOPHER PHAN et al.

Merits. Cause called. Rick Augustini argued for appellant. Mark S. Rosen argued for respondents. Cause submitted.

G042297     PNEC CORPORATION  
              v.  
              GAIL MEYER

Merits. Cause called. Robert W. Bollar argued for appellant. Scott A. Martin argued for respondent. Cause submitted.

G041584     FRED GAMM  
              v.  
              CARL FINE et al.

Merits. Cause called. Sally G. Sopkin argued for appellant. Timothy J. Stafford argued for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 19, 2010 (cont'd)**

G040750     DANIEL FITZPATRICK  
                 v.  
                 HON HAI PRECISION INDUSTRY  
                 COMPANY, LTD et al.,

Order filed. The petition for rehearing is denied.

BEDSWORTH, ACTING P. J .

We concur: O'LEARY, J.  
                 MOORE, J.

G041759     THE PEOPLE  
                 v.  
                 REYNALDO EID, JR.

Certified for publication

Opinion filed. The judgment is reversed and remanded back to trial court.

IKOLA, J.

We concur: O'LEARY, ACTING P. J.  
                 ARONSON, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 19, 2010 (cont'd)**

G041848      THE PEOPLE      Not for publication  
v.  
TIMOTHY K. FINNEY  
& RONALD L. RYLAND

Opinion filed. The judgments are affirmed as modified.

IKOLA, J.

We concur: MOORE, ACTING P. J.  
FYBEL, J.

G042004      THE PEOPLE      Not for publication  
v.  
ALAOR DOCARMO  
OLIVEIRA JR.,

Opinion filed. The judgment is reversed and remanded back to trial court.

IKOLA, J.

We concur: O'LEARY, ACTING P.J.  
ARONSON, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 19, 2010 (cont'd)**

G043221      ORANGE COUNTY SOCIAL      Not for publication  
                 SERVICES AGENCY,  
                 v.  
                 B. L.

Order filed. Order file modifying the opinion; with no change in judgment.

BEDSWORTH, ACTING P. J.

We concur: O'LEARY, J.  
                 ARONSON, J.

G043720,      CASTLETON REAL ESTATE &  
G043760      DEVELOPMENT INC.,  
                 &      v.  
G043787      TAI-FU CALIFORNIA PARTNERSHIP  
                 Et al.,

Order filed. Case numbers G043319 and G043327 are consolidated for all purposes, including briefing, oral argument and decision on appeal.

RYLAARSDAM, ACTING P. J.



**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 20, 2010**

Court reconvened at 9:30 a.m., at 601 West Santa Ana Boulevard, Santa Ana, California, 92701. Panel members Rylaarsdam, Acting P. J., O’Leary, J., and Ikola, J. Toni Cajigal, Deputy Clerk attending.

G040035     THE PEOPLE  
              &         v.  
G042180     RODRIGO MARTINEZ

Merits. Cause called. Marleigh A. Kopas argued for appellant. Christine Gutierrez, Deputy Attorney General argued for respondent. Cause submitted.

G042546     PATRICA HARRIS  
              v.  
              PAUL REARDON

Merits. Cause called. Russell Iungerich argued for appellant. Harinder K. Kapur, Deputy Attorney General argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 20, 2010 (cont'd)**

G041822      VALERIE HYATT      Not for publication  
v.  
ORANGE COUNTY FIRE AUTHORITY et al.

Opinion filed. The judgment is affirmed in part, reversed in part, and remanded.

FYBEL, J.

We concur:   ARONSON, ACTING P. J.  
                  IKOLA, J.

G042068      THE PEOPLE      Not for publication  
v.  
ISMAEL M. LONGORIA

Opinion filed. The judgment is affirmed.

RYLAARSDAM, ACTING P. J.

We concur:   O'LEARY, J.  
                  FYBEL, J.

G042803      REDONDO BEACH INVESTMENT      Not for publication  
COMPANY et al.  
v.  
LULU BISHARA

Opinion filed. The order is affirmed.

MOORE, ACTING P. J.

We concur:   ARONSON, J.  
                  IKOLA, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division Three  
August 20, 2010 (cont'd)**

G043146      ORANGE COUNTY SOCIAL  
SERVICES AGENCY  
v.  
M.F.

Order filed. The above entitled cause is ordered submitted this date.

RYLAARSDAM, ACTING P. J.

G043296      THE PEOPLE  
v.  
GELDARDO CELIS

Order filed. The above entitled cause is ordered submitted this date.

RYLAARSDAM, ACTING P. J.